

# Workman | Nydegger

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### FAX TRANSMISSION COVER SHEET

Date:

December 14, 2005

To:

United States Patent & Trademark Office

Issue Fee

Art Unit 2883

Examiner Michael P. Mooney

Fax:

571-273-2885

Phone:

From:

Mandy Lomeli for Eric L. Maschoff

Re:

Application No. 09/342,801

Filed June 29, 1999

Our File No.: 15436.434.5

YOU SHOULD RECEIVE 6 PAGE(S), INCLUDING THIS COVER SHEET. IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 801-533-9800

Comments:

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OF THE OF THE MICHAEL BY FACE	SIMILE (37 CFR 1.8)	Docket No.
CERTIFICATE OF THE NSMISSION BY FACS	15436.434.5	
Application No. DE: 14 2005 Filling Date 09/342,801	Examiner Michael P. Mooney	Group Art Unit 2883
Invention: HERMETTE SCALE PACKAGE FOR	PHOTONIC DÉVICES	
I hereby certify that this is being facsimile transmitted to the United States Pater	See below(*  (Identify type of correspondence)  nt and Trademark Office (Fax. N	o. <u>571-273-2885</u>
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<ul> <li>PTOL-85B Fe</li> <li>Comments on         <ul> <li>(1 pg.)</li> </ul> </li> <li>PTO-2038 Cm</li> </ul>	nsmittal Letter (1 pg.)  Transmittal (1 pg.)  Examiner's Statement of Reselved Card From in amount of Stransmission by Facsimile (1	\$1,403.00 (1 pg.)



PATENT APPLICATION Docket No: 15436.434.5

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:		) )
•	Klein L. Johnson	) )
Serial No:	09/342,801	) Art Unit ) 2883
Filed:	June 29, 1999	) )
For:	HERMETIC CHIP-SCALE PACKAGE FOR PHOTONIC DEVICES	) ) )
Examiner:	Michael P. Mooney	)

## COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully disagrees with the Examiner's statement of reasons for allowance as set forth in the communications mailed on September 14, 2005. The Applicant concurs with the Examiner's conclusion that the prior art does not suggest or render obvious the claimed invention. However, Applicant submits that it is the claim as a whole, rather than any particular limitation, that makes each of the claims in the above-identified application allowable. No single limitation should be construed as the reason for allowance of a claim because it is each of the elements of the claim that distinguish the claim from the prior art and make it allowable.

Respectfully submitted,

Dated: December 14, 2005

By: \_\_\_\_\_\_\_

ERIC L. MASCHOFF Registration No. 36,596

Customer No. 022913

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